

Notice of Allowability	Application No.	Applicant(s)	
	10/706,121	PULKRABEK, LARRY R.	
	Examiner	Art Unit	
	Mark S. Graham	3711	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 11/4/05 amendment.
2. ☒ The allowed claim(s) is/are 1-15, 17-26, 29-50, 52-60, 63 and 64.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date <u>11/13/06</u> . |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other _____. |

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

In claim 1, line 4, "at least a portion of" has been deleted.

In claim 1, line 6, --being subsequently cured and bonded to the side edges and-- has been inserted after "layer".

In claim 37, line 5, "at least a portion of" has been deleted.

In claim 37, line 7, --adapted to be-- has been inserted after "contour" (first occurrence).

In claim 37, line 8, --uncured polymeric covering layer being subsequently cured and bonded to the side edges to form a-- has been inserted after "the" (first occurrence).

In claim 38, line 8, --being subsequently cured and bonded to the side edges and-- has been inserted after "layer".

In claim 38, line 4, "edge" has been replaced with --edges--.

The above changes to the claims have been made to help distinguish the covering layer claimed by applicant from the prior art. The language pertaining to "at least a portion of" has been removed from claims 1 and 37 so that the language of the claims is consistent with that of the originally filed disclosure.

The following is an examiner's statement of reasons for allowance: The prior art as claimed does not disclose or fairly suggest an archery target with stacked target elements as claimed covered by a foam covering wherein the foam is applied in an

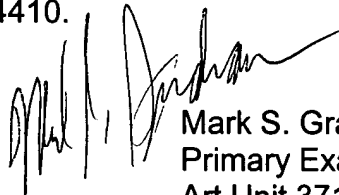
Art Unit: 3711

uncured form and then cured to form a unique covering layer. The product by process limitations in claims 1 and 37 are deemed necessary to describe this structural difference from the prior art. With regard to the language concerning the foam layer being "bonded to the side edges" it is understood by the examine that due to the inherent imperfect nature of manufacturing processes in manufacturing the device as claimed, a perfect penetration of the foam and bond with all areas of the side edges will not result leaving the potential for some unbonded areas of the side edges.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication should be directed to Mark S. Graham at telephone number 571-272-4410.

MSG
2/15/06

A handwritten signature in black ink, appearing to read 'Mark S. Graham', is positioned above the printed name and title.

Mark S. Graham
Primary Examiner
Art Unit 3711